IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTIETH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

-

WRIT PETITION NO : 3916 of 2004

Between:

The Krishna District Contract Bridge Association, Vijayawada

rep.by its Secretary V.Mallaikarjuna Rao, S/o Late Bhadrayya,

R/o. Vijayawada, Krishna District.

..... PETITIONER

AND

1.The State of A.P. rep. by the Secretary, Home Department,

Secretariat, Hyderabad.
2 The Director General and Inspector General of Police,

Government of A.P., Hyderabad.
3. The Commissioner of Police, Vijayawada City, Vijayawada,

Krishna District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an order or direction more particularly one in the nature of Writ of Mandamus (a) declaring the action of the 3rd respondent in refusing to grant permission for

playing Bridge in the Bridge Hall in the officers club premises, Gopala Reddy road, Vijayawada as arbitrary, illegal; (b) consequently direct the 3rd respondent to accord necessary permission as requested by the petitioner association for playing contract Bridge in the Bridge Hall in the officers club premises, Gopalareddy Road, Vijayawada.

Counsel for the Petitioner: MR.SHIVA

Counsel for the Respondent Nos.1 to 3 : GP FOR HOME

The Court made the following :

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THE HONOURABLE SRI JUSTICE B.PRAKASH RAO

WRIT PETITION No.3916 OF 2004

ORDER:

Heard learned counsel for the petitioner and learned Government Pleader for Home and at their request the main writ petition itself is taken up for disposal.

The petitioner, which is an Association concerning the playing of Bridge, filed this writ petition, inter-alia, challenging the impugned order dated 09.01.2004 in C.No.202/G1/2004, whereunder the third respondent has rejected the petitioner's request as per the application filed on 07.01.2004 to play Contract Bridge game in the Bridge Hall in the Officer's Club premises at Gopalareddy Road, Vijayawada.

Having regard to the nature of the Order passed, it is necessary to go into the respective contentions urged on behalf of both the sides. However, ex-facie the impugned order reads as follows:

> The Secretary, Krishna District Contract Bridge Association, Vijayawada, requested to grant permission to play the "Contract Bridge" in the "Bridge Hall" in the Officer's Club Premises, Gopal Reddy Road, Vijayawada. His request is rejected.

Prima-facie, the said order neither discloses any reasons nor gives any findings categorically for forming any ground or basis for rejection. It is too late in the day to pass any such orders, especially without any reasons and proper findings in

support thereof.

In the circumstances, the writ petition is allowed. The impugned Order dated 09.01.2004 in C.No.202/G1/2004 passed by the third respondent is set aside. The third respondent is directed to consider the matter in proper perspective and pass orders after giving an opportunity to the petitioner afresh.

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20th July, 2004.

Cs/skmr.

Note:

Issue C.C. in one week.

(B/O)

cs/skmr.

That Rule Nisi has been made absolute as above.

Witness the Hon'ble Sri Devinder Gupta, the Chief Justice on this the Tuesday, the Twentieth day of July, Two Thousand and four.

ASSISTANT REGISTRAR

To

1. The Secretary, Home Department, State of Andhra Pradesh,

Secretariat, Hyderabad.

2. The Director General and Inspector General of Police, Government of

A.P., Hyderabad.

3. The Commissioner of Police, Vijayawada City, Vijayawada, Krishna District.

4. Two C.Cs. to the Government Pleader for Home, High Court Buildings, Hyderabad. (O.U.T.).

5. Two C.D. copies.